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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

COREPHOTONICS, LTD.

Plaintiff,

vs.

APPLE INC.

Defendant.

Case No. 3:17-cv-06457-JD (Lead Case)  
Case No. 3:18-cv-02555-JD

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO CONTINUE  
APPLE'S MOTION TO DISMISS (DKT. #  
212)**

WHEREAS, Apple filed a Motion to Dismiss for Lack of Standing (Dkt. # 212) on December 19, is currently set for hearing on January 25, 2024;

WHEREAS, the briefing schedule for that motion would require Corephotonics to file its opposition on January 2, 2024;

WHEREAS, counsel for Corephotonics has scheduling conflicts making preparation of responsive briefing during the holidays problematic; and

WHEREAS, both parties are amenable to continuing the hearing on the motion and adjusting the briefing schedule accordingly;

NOW THEREFORE, the parties, by and through their respective counsel of record hereby stipulate as follows, subject to the approval of the Court:

1. To the extent the Court intends to hold a hearing on Apple's motion, the parties stipulate to continue that hearing to February 15, 2024 at 10:00 a.m.
2. Corephotonics' response to the motion will be due by January 15, 2024, and Apple's reply will be due January 30, 2024.

So Stipulated.

DATED: December 22, 2023

RUSS AUGUST & KABAT

By: /s/ Brian D. Ledahl

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Attorneys for Defendant Apple Inc.

Pursuant to L.R. 5-1(i)(3), I attest that all signatories concurred in this filing.

By: /s/ Brian D. Ledahl  
Brian D. Ledahl (186579)

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Hon. James Donato  
United States District Judge

**CERTIFICATE OF SERVICE**

I certify that counsel of record who are deemed to have consented to electronic service are being served on December 22, 2023 with a copy of this document via the Court's CM/ECF systems per Local Rule CV-5(a)(3). Any other counsel will be served by electronic mail, facsimile, overnight delivery and/or First Class Mail on this date.

/s/ Brian D. Ledahl

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